

RALEIGH-DURHAM AIRPORT AUTHORITY
TELECONFERENCE MINUTES
October 28, 2003

Chairman Clancy presided. Present: members Gibbs; Teer; Weeks and Winston. Absent: members Sanders; Toler and Zaytoun. Also present: Airport Director Brantley; Major Capital Improvements Program Director Powell; Senior Facilities Program Manager Edmondson; Communications Manager Hamlin; Executive Assistant Mitchell and Attorney Tatum.

The Authority met via teleconference to consider the following item:

1. Consideration of an Agreement with Fentress Bradburn Architects, Ltd. for architectural, engineering and other professional services for Terminal C Renovation & Expansion, RDU #070399. Major Capital Improvements Program Director Powell reported that this item was brought before the Land & Development Committee at its October 16, 2003 meeting. At that meeting, the Committee deferred action due to concern over two issues in the proposed Agreement. The proposed Agreement contained a clause requiring the Architect to maintain professional liability insurance coverage with a minimum limit of \$2,000,000, and each of the Architect's sub-consultants to maintain coverage with a minimum limit of \$1,000,000, with the Authority agreeing to limit liability for their errors and omissions to the amounts of their coverages. Also included was a stipulation that the Authority would procure an Owner's Protective Professional Indemnity policy. There were no outstanding issues with respect to the scope of work, fees and compensation. The total amount of maximum compensation authorized by the Agreement for the Schematic Design Phase is \$4,611,717. The components of that compensation are: (i) a lump sum fee of \$3,880,933 for Schematic Design Phase Services and related services; (ii) an allowance of \$150,000 for supplemental services including geotechnical investigation, environmental testing, investigation of existing IT systems, and investigation of existing aircraft support systems, (iii) maximum compensation of \$362,784 for reimbursable expenses, and (iv) an allowance of \$220,000 for use by the Authority to authorize additional services it deems necessary and reimbursable expenses associated with the authorized additional services. The professional liability limitation issue has been negotiated out of the Agreement with Fentress Bradburn. There is no longer any such limitation in the Agreement. Also negotiated out is the requirement that the Authority procure an Owner's Protective Professional Indemnity policy. Staff will continue to seek firm quotes from Zurich (the company previously identified that can provide an Owner's Protective Professional Indemnity policy) and will meet with another company that also could provide the same coverage. The Authority is not required to take action on the insurance issues at this time. Staff recommended approval of the Agreement with Fentress Bradburn Architects, Ltd. as written.

Member Gibbs made a motion, seconded by Member Weeks, to approve the Agreement with Fentress Bradburn Architects, Ltd. for architectural, engineering and other professional services for Terminal C Renovation & Expansion, RDU #070399. Adopted.

There being no further business, Chairman Clancy thanked the members for their cooperation and adjourned the teleconference meeting.

Respectfully submitted,

Robert D. Teer, Jr., Acting Secretary

CORRECT ATTEST:

David T. Clancy, Chairman